

AMENDED IN ASSEMBLY MAY 6, 2008
AMENDED IN SENATE JANUARY 7, 2008

SENATE BILL

No. 607

Introduced by Senator Wiggins

February 22, 2007

An act to amend ~~Section 1120 of the Military and Veterans Code,~~
~~relating to veterans~~ *Sections 23013 and 23356.2 of the Business and*
Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

SB 607, as amended, Wiggins. ~~County veterans institutions.~~
Winegrowers.

Existing law defines a winegrower as any person who has the facilities and equipment for the conversion of fruit into wine and is engaged in the production of wine, except for those persons who produce less than 200 gallons of wine per year for their personal consumption.

This bill would expand the definition of a winegrower by removing that exception.

Existing law authorizes a person to manufacture beer for personal or family use without the need for a license or permit. Existing law authorizes the removal of beer, manufactured for personal or family use, from the premises where manufactured for use in competition at organized affairs, exhibitions, or competitions, including homemakers' contests, tastings, or judgments.

This bill would additionally authorize a person to manufacture wine for personal or family use in an amount not to exceed 100 or 200 gallons per household per calendar year without the need for a license or permit, as provided. This bill would also authorize the removal of wine, manufactured for personal or family use, from the premises where

manufactured for use in competition at organized affairs, exhibitions or competitions, including homemakers' contests, tastings, or judgments.

~~Under existing law, a county may provide and maintain a home for veteran soldiers, sailors, and marines who have served the United States honorably in any of its wars.~~

~~This bill would include airmen, who have served the United States honorably in any of its wars, as veterans for which a home may be provided.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. Section 23013 of the Business and Professions*
2 *Code is amended to read:*

3 23013. "Winegrower" means any person who has facilities and
4 equipment for the conversion of grapes, berries, or other fruit into
5 wine and is engaged in the production of wine, ~~except that any~~
6 ~~person who produces not to exceed 200 gallons of wine per year~~
7 ~~for his own consumption shall not, because of such production,~~
8 ~~be considered a winegrower within the meaning of this division.~~

9 *SEC. 2. Section 23356.2 of the Business and Professions Code*
10 *is amended to read:*

11 23356.2. (a) No license or permit shall be required for the
12 manufacture of beer for personal or family use, and not for sale,
13 by a person over the age of 21 years. The aggregate amount of
14 beer with respect to any household shall not exceed ~~(a) (1) 200~~
15 gallons per calendar year if there are two or more adults in ~~such~~
16 ~~household the household,~~ or ~~(b) (2) 100~~ gallons per calendar year
17 if there is only one adult in ~~such the~~ household.

18 (b) *No license or permit shall be required for the manufacture*
19 *of wine for personal or family use, and not for sale, by a person*
20 *over the age of 21 years. The aggregate amount of wine with*
21 *respect to any household shall not exceed (1) 200 gallons per*
22 *calendar year if there are two or more adults in the household or*
23 *(2) 100 gallons per calendar year if there is only one adult in the*
24 *household.*

25 ~~Any~~

26 (c) *Any wine or beer manufactured pursuant to this section may*
27 *be removed from the premises where manufactured for use in*

1 competition at organized affairs, exhibitions or competitions,
2 including homemakers' contests, tastings, or judgings.

3 *(d) Except as provided herein, nothing in this section authorizes*
4 *any activity in violation of Section 23300, 23355, or 23399.1.*

5 SECTION 1. ~~Section 1120 of the Military and Veterans Code~~
6 ~~is amended to read:~~

7 ~~1120. Any county may provide and maintain a home for veteran~~
8 ~~soldiers, sailors, marines, and airmen who have served the United~~
9 ~~States honorably in any of its wars.~~